Case 09-38125 Doc 1 Filed 10/13/09 Entered 10/13/09 13:32:53 Desc Main B1 (Official Form 1) (1/08) Document Page 1 of 37

### United States Bankruptcy Court Northern District of Illinois Eastern Division

<b>Voluntary Petition</b>	
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Name of Debtor (if individual, enter I			Name o	Name of Joint Debtor (Spouse) (Last, First, Middle)							
Aviza,	Sand	ra M	larie								
All Other Names used by the Debtor and trade names): FKA Sandra Marie Hense		8 years	(include mar	ried, maider	All Oth maide	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden and trade names):					
Last four digits of Soc. Sec. or Individ (if more than one, state all) * ***	ITIN) No./Co	mplete EIN		r digits of Soc. than one, state		dual-Taxpaye	r I.D. (ITIN) No./Complete EIN				
Street Address of Debtor (No. & Street 12809 S Maple			Street /	Address of Joir	nt Debtor (No.	& Street, City	, and State):				
Blue Island IL			6	0406							
County of Residence or of the Princi	pal Place c	of Busine	ss:		County	of Residence	or of the Princ	cipal Place of E	Business:		
(	COOF	K									
Mailing Address of Debtor (if different from street address)					Mailing	Address of Jo	int Debtor (if c	different from s	treet address):		
Location of Principal Assets of Busir	ess Debto	r (if differ	ent from stre	et address	above):						
Type of Debtor (Form of Organiza (Check one box)	ion)	N	ature of Bus (Check one b		Chap	ter of Bankrup	otcy Code Un	der Which th	e Petition is Filed (Check one box)		
Individual (includes Joint De See Exhibit D on page 2 of this for	10.0)		Care Busine		-	apter 7			15 Petition for Recognition		
☐ Corporation (includes LLC &	LLP)	defined	Asset Real I d in 11 U.S.C			apter 9 apter 11		of a Fore	ign Main Proceeding		
☐ Partnership	1 4	Railroa Stockb			☐ Ch	apter 12		•	15 Petition for Recognition		
☐ Other (If debtor is not one of	- 1-		odity Broker		□ Ch	apter 13			eign Nonmain Proceeding		
above entities, check this bo	x   🗆	Clearin	ig Bank			Nature of Debts (Check one Box)					
and state type of entity below	v.) 📗	Other				bts are primari	•	☐ Deb	ts are primarily business		
			ax-Exempt leck box, if app		§ 1	01(8) as "incui	rred by an	debi			
	—  <b>-</b>	•	is a tax-exe	•	I	individual primarily for a personal, family, or household					
		United	States Code			purpose."					
			ue Code).			Chapter 11 Debtors					
_	ee (Check	one box)				one box		•	in 11 U.S.C. § 101(51D)		
Filing Fee attached									ned in 11 U.S.C. § 101(51D)		
☐ Filing Fee to be paid in installme signed application for the court's					Check i	f:					
unable to pay fee except in instal							•		debts (excluding debts owed to 0.		
☐ Filing Fee wavier requested (app	licable to c	chapter 7	individuals of	only). Must	Check	insiders or affliates) are less than \$2,190,000.  Check all applicable boxes:					
attach signed application for the	court's con	sideratio	n. See Offici	al Form 3B.		Acceptances of the plan were solicited prepetition from one of more classes					
Statistical/Administrative Informa Debtor estimates that funds will Debtor estimates that, after any	oe available exempt pro	perty is	excluded and			s paid, there w	rill be no		This space is for court use only		
funds available for distribution to  Estimated Number of Creditors	unsecured	a creditor	S.								
1- 50- 100-	□ 200-		<b>1</b> ,000-	<b>□</b> 5,001-	□ 10,001	□ 25,001	<b>5</b> 0,001	Over			
49 99 199	999		5,000	10,000	25,000	50,000	100,000	100,000			
Estimated Assets			□ €4,000,004	C10,000,001	© 000 001	<b>1</b>	<b>1</b>	□ Mare then			
\$0 to \$50,001to \$100,00 \$50,000 \$100,000 \$500,00	0 to \$1	1	\$1,000,001 to \$10	to \$50	\$50,000,001 to \$100	\$100,000,001 to \$500	\$500,000,001 to \$1billion	More than \$1 billion			
Estimated Liabilities	millio		million	million	million	million					
\$0 to \$50,001 to \$100,00	1 to \$500	0,001	\$1,000,001	\$10,000,001	\$50,000,001	\$100,000,001	\$500,000,001	More than			
\$50,000 \$100,000 \$500,00	00 to \$1 millio		to \$10 million	to \$50 million	to \$100 million	to \$500 million	to \$1billion	\$1 billion			

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This	Voluntary Pe page must be completed and		Name of Debtor(s) Aviza, Sandra Marie					
		kruptcy Case Filed Within Last 8	Years (if more than two, attach addition	nal sheet)				
Location Where Fil None	ed:		Case Number:	Date Filed:				
None								
	Pending Bankruptcy Case I	Filed by any Spouse, Partner, or A	ffilate of this Debtor (if more than one	attach additional sheet)				
Name of Debtor:			Case Number:	Date Filed:				
None								
District:			Relationship:	Judge:				
forms 10K an pursuant to S	d 10Q) with the Securities	to file periodic reports (e.g., s and Exchange Commission e Securities Exchange Act of	(To be completed if debtor is an indiv I, the attorney for the petitioner named have informed the petitioner that [he o or 13 of title 11, United States Code, a	khibit B dual whose debts are primarily consumer debts.) in the foregoing petition, declare that I she] may proceed under chapter 7, 11, 12 nd have explained the relief available under t I have delivered to the debtor the notice				
Exhibit	A is attached and made a	part of this petition.	/s/ Jonatl	nan D Parker				
			Jonathan D Parker	Dated: 10/12/2009				
	•	of any property that poses or is alleg and made a part of this petition.	ibit C ed to pose a threat of imminent and iden	tifiable harm to public health or safety?				
Exhibit  If this is a	D completed and signed by the a joint petition:	lividual debtor. If a joint petition is file debtor is attached and made a party the joint debtor is attached and m	·	ch a separate Exhibit D.)				
_		(Check the A	ng the Debtor - Venue pplicable Box.)					
			cipal place of business, or principal onger part of such 180 days than in					
	There is a bankruptcy c	ase concerning debtor's affiliate	, general partner, or partnership per	nding in this District.				
	States in this District, or	has no principal place of busine ral or state court] in this District,	rincipal place of business or principal ess or assets in the United States boot or the interests of the parties will boot	it is a defendant in an action				
	Certification	by a Debtor Who Reside	es as a Tenant of Resident blicable boxes.)	al Property				
			sion of debtor's residence. (If box ch	ecked, complete the				
	following.)	(Name of landlord that obtained judgmen	t)					
		(Address of Landlord)						
	possession was entered  Debtor has included in the		court of any rent that would become	due during the 30-day				
	period after the filing of the Debtor certifies that he/s		h this certification. (11 U.S.C. § 362(	1))				

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### **Voluntary Petition**

This page must be completed and filed in every case)

### Name of Joint Debtor(s)

Aviza, Sandra Marie

### **Signatures**

### Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7,11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

### /s/ Sandra Marie Aviza

### Sandra Marie Aviza

Dated: 09/25/2009

### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition (Check only **one** box.)

□ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.

Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

(Signature of Foreign Representative)

(Printed Name of Foreign Representative)

### << Sign & Date on Those Lines

### Signature of Attorney

### /s/ Jonathan D Parker

Signature of Attorney for Debtor(s)

### Jonathan D Parker

Printed Name of Attorney for Debtor(s)

LAW OFFICES OF PETER FRANCIS GERACI 55 E. Monroe Street #3400 Chicago IL 60603 312.332.1800 (PH)

Date: 10/12/2009

 $^{\star}$  In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedule incorrect.

### Signature of Debtor (Corporation/Partnerhsip)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

#### Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for fi ling for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19B is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) Address

#### Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.



# Document Page 4 of 37 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Sandra Marie Aviza Debtor

Bankruptcy Docket #:

## EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed. 1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunites for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency. 2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed. 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing. 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.] Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.); Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.); Active military duty in a military combat zone. 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

/s/ Sandra Marie Aviza

Sandra Marie Aviza

I certify under penalty of perjury that the information provided above is true and correct.

PFG Record # 451148

09/25/2009

Dated:

Sign & Date

Here

### Page 5 of 37 Document UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Dated:

09/25/2009

Sandra Marie Aviza Debtor

Bankruptcy Docket #:

### **EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH** CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

	1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
	2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunties for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
	3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.]
	If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.
	4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]
	Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
	Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
	Active military duty in a military combat zone.
	5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.
l ce	rtify under penalty of perjury that the information provided above is true and correct.
	Sign & Date
<b>-</b> 1	

PFG Record # 451148 Here

# Document Page 6 of 37 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Sandra Marie Aviza, Debtor

### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, C, D, E, F, I and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

			AMOUNTS SCHEDULED		
Name of Schedule	Attached YES   NO	Pages	Assets	Liabilities	Other
SCHEDULE A - Real Property	Yes	1	\$130,000	\$-	\$-
SCHEDULE B - Personal Property	Yes	3	\$1,200	\$-	\$-
SCHEDULE C - Property Claimed as Exempt	Yes	1+	\$-	\$-	\$-
SCHEDULE D - Creditors Holding Secured Claims	Yes	1+	\$-	\$137,639	\$-
SCHEDULE E - Creditors Holding Unsecured Priority Claims	Yes	2	\$-	\$-	\$-
SCHEDULE F - Creditors Holding Unsecured Nonpriority Claims	Yes	1+	\$-	\$29,744	\$-
SCHEDULE G - Executory Contracts and Unexpired Leases	Yes	1	\$-	\$-	\$-
SCHEDULE H - CoDebtors	Yes	1	\$-	\$-	\$-
SCHEDULE I - Current Income of Individual Debtor(s)	Yes	1	\$-	\$-	\$-
SCHEDULE J - Current Expenditures of Individual Debtor(s)	Yes	1	\$-	\$-	\$1,754
TOTALS		\$ 131,200 TOTAL ASSETS	\$ 167,383 TOTAL LIABILITIES		

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Sandra Marie Aviza / Debtor

Bankruptcy Docket #:

### STATISTICAL SUMMARY OF CERTAIN LIABILITIES - 28 U.S.C. § 159

If you are an individual debtor whose debts are primarily consumer debts as defined in 101(8) of the Bankruptcy Code (11 U.S.C. 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts and, therefore, are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C § 159
Summarize the following types of liabilities, as reported in the Schedules, and total them

Type of Liability	Amount
Domestic Support Obligations (From Schedule E)	\$ 0
Taxes and Certain Other Debts Owed to governmental Units (From Schedule E)	\$ 0
Claims for Death or Personal Injury While Debtor was Intoxicated (From Schedule E) whether disputed or undisputed)	\$ 0
Student Loan Obligations (From Schedule F)	\$ 0
Domestic Support Separation Agreement and Divorce Decree Obligations Not Reported on (Schedule E).	\$ 0
Obligations to Pension or Profit Sharing and Other Similar Obligations (From Schedule F)	\$ 0
TOTAL	\$ 0

### State the following:

Average Income (from Schedule I, Line 16)	\$ -
Average Expenses (from Schedule J, Line 18)	\$ 1,754.00
Current Monthly Income (from Form 22A Line 12; or, Form 22B Line 11; or, Form 22C Line 20)	\$ 0.00

#### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 7,639.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" Column		\$0
4. Total from Schedule F		\$ 29,744.00
5. Total of non-priority unsecured debt (sum of 1,3 and 4)		\$ 37,383.00

### Document UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Sandra Marie Aviza, Debtor

### **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband Wife Joint Or Community	Current Value of Debtors Interest in Property Without Deducting and Secured Claim or Exemption	Amount of Secured Claim
12809 S Maple, Blue Island, IL 60406 (Debtor's primary residence; joint with separated husband: Vito Aviza)	Fee Simple	J	\$ 130,000	\$ 137,639

**Total Market Value of Real Property** 

\$130,000.00 (Report also on Summary of Schedules)

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Sandra Marie Aviza, Debtor

### SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "HWJC." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

#### Do not list interest in executory and unexpired leases on this schedule. List them in Schedule G.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." In providing the information in this schedule, do not include the name or address of a minor child. Simpy state a "minor child."

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Type of Property	N O N E	Description and Location of Property	H W J C	Current Valuebtor's Intel Property, Wi Deducting Secured Cla	rest in thout Any
01. Cash on Hand	X				
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.	X				
03. Security Deposits with public utilities, telephone companies, landlords and others.	X				
04. Household goods and furnishings, including audio, video, and computer equipment.		Household Goods; tv, vcr, stereo, couch, utensils, vacuum, table, chairs, lamps, entertainment center, bedroom set		\$ 50	00
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.		Books, Compact Discs, Tapes/Records, Family Pictures		\$ 5	0
06. Wearing Apparel		Necessary wearing apparel.		\$ 5	0
07. Furs and jewelry.		Earrings, watch, costume jewelry.		\$ 5	0
08. Firearms and sports, photographic, and other hobby equipment.		Hobby equipment.		\$ 5	0
09. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X				
10. Annuities. Itemize and name each issuer.	X				

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

SCHEDULE B - PERSONAL PROPERTY							
Type of Property	NONE	Description and Location of Property	H W J C	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or			
11. Interests in an educational IRA as defined in 26 U.S.C 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. 529(B)(1). Give particulars. (File separately the records(s) of any such interest(s). 11 U.S.C. 521(c); Rule 1007(b)).	X						
12. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans. Give particulars	X						
13. Stocks and interests in incorporated and unincorporated businesses.	X						
14. Interest in partnerships or joint ventures. Itemize. Itemize.	X						
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	X						
16. Accounts receivable	X						
17. Alimony, maintenance, support and property settlements to which the debtor is or may be entitled	X						
18. Other liquidated debts owing debtor including tax refunds. Give particulars.	X						
19. Equitable and future interests, life estates, and rights of power exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X						
20. Contingent and Non-contingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X						
21. Other contingent and unliquidated claims of every nature, including tax refunds, counter claims of the debtor, and rights to setoff claims. Give estimated value of each.	X						
22. Patents, copyrights and other intellectual property. Give particulars.	X						
23. Licenses, franchises and other general intangibles.	X						
24. Customer list or other compilations containing personally identifiable information (as defined in 11 USC 101 41A provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes	X						
25. Autos, Truck, Trailers and other vehicles and accessories.		2002 Ford Econoline van with broken transmission		\$ 500			

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

SCHEDULE B - PERSONAL PROPERTY							
Type of Property	NONE	Description and Location of Property	C A M	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or			
26. Boats, motors and accessories.	X						
27. Aircraft and accessories.	X						
28. Office equipment, furnishings, and supplies.	X						
29. Machinery, fixtures, equipment, and supplie used in business.	X						
30. Inventory	X						
31. Animals	X						
32. Crops-Growing or Harvested. Give particulars.	X						
33. Farming equipment and implements.	X						
34. Farm supplies, chemicals, and feed.	X						
35. Other personal property of any kind not already listed. Itemize.	X						
		<b>Total</b> (Report also on Summary of Schedules)		\$1,200			

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## NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

SCHEDULE C - PROPERTY	CLA	AIMED EXEMPT
Debtor claims the exemptions to which debtor is entitled under: (Check one box)  11 U.S.C. § 522(b)(2)  11 U.S.C. § 522(b)(3)		Check if debtor claims a homestead exemption that exceeds \$136,875

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
00. Real Property  12809 S Maple, Blue Island, IL 60406 (Debtor's primary residence; joint with separated husband: Vito Aviza)	735 ILCS 5/12-901	\$ 15,000	\$ 130,000
04. Household goods and furnishings, including audio, video, and computer equipment.  Household Goods; tv, vcr, stereo, couch, utensils, vacuum, table, chairs, lamps, entertainment center, bedroom set	735 ILCS 5/12-1001(b)	\$ 500	\$ 500
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.  Books, Compact Discs, Tapes/Records, Family Pictures	735 ILCS 5/12-1001(a)	\$ 50	\$ 50
06. Wearing Apparel Necessary wearing apparel.	735 ILCS 5/12-1001(a),(e)	\$ 50	\$ 50
07. Furs and jewelry.  Earrings, watch, costume jewelry.	735 ILCS 5/12-1001(b)	\$ 50	\$ 50
08. Firearms and sports, photographic, and other hobby equipment.  Hobby equipment.	735 ILCS 5/12-1001(b)	\$ 50	\$ 50
25. Autos, Truck, Trailers and other vehicles and accessories.  2002 Ford Econoline van with broken transmission	735 ILCS 5/12-1001(c)	\$ 2,400	\$ 500
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In re

Sandra Marie Aviza, Debtor

### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s) on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule D. Amount of \* Date Claim was Incured Codebtor Claim Unsecured \* Nature of Lien W **Creditor's Name and Mailing Address** Without Portion, If \*Value of Property Subject to Lien J Deducting **Including Zip and Account Number** Any \*Description of Property (See Instructions Above) C Value of Dates: 2006 1 Bank of America Mortgage \$ 137,639 \$7,639 Nature of Lien: Mortgage **Bankruptcy Department** Market Value: \$ 130,000 PO Box 9000 Intention: X Getzville NY 14068-9000 \*Description: 12809 S Maple, Blue Island, IL Acct No.: 6270993162 60406 (Debtor's primary residence: joint with separated husband: Vito Aviza)

Total

\$ 137,639

\$ 7,639

(Report also on Summary of Schedules.) (if applicatble, report also on Statistical Summary of Certain Liabilities and Related Data.)

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In re

Sandra Marie Aviza, Debtor

### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 or 13 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors

	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
TYP	PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
	<b>Domestic Support Obligations</b> Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
	Extensions of Credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but bfore the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
	Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	Deposits by individuals Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and certain other Debts Owed to Governmental Units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to maintain the capital of insured depository institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).
	Claims for death or personal injury while debtor was intoxicated Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

\* Amounts are subject to adjustment on April 10, 2010, and every three years thereafter with respect to cases commenced on or after the date of adju

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In re

Sandra Marie Aviza / Debtor

### SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts filing a case under chapter 7, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

Cı	editor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A M	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	 nount of Claim
1	CHASE Attn: Bankruptcy Dept. 800 Brooksedge Blvd Westerville OH 43081 Acct #: XXXXX1748			Dates: 2005-2009 Reason: Credit Card or Credit Use				\$ 6,587
2	CITI Attn: Bankruptcy Dept. Po Box 6241 Sioux Falls SD 57117 Acct #: XXXXX1748			Dates: 2003-2009 Reason: Credit Card or Credit Use				\$ 672
3	CITI Attn: Bankruptcy Dept. Po Box 6241 Sioux Falls SD 57117 Acct #: XXXXX1748			Dates: 2008-2009 Reason: Credit Card or Credit Use				\$ 11,550

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In re

Sandra Marie Aviza / Debtor

	SCHEDULE F - CREDITORS	Н	OL	DING UNSECURED NON-PR	IO	RI	ΓΥ	CLAIMS
Cr	editor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
4	Discover FIN SVCS LLC Attn: Bankruptcy Dept. Po Box 15316 Wilmington DE 19850 Acct #: XXXXX1748			Dates: 2007-2009 Reason: Credit Card or Credit Use				\$ 8,268
5	Equifax Attn: Bankruptcy Dept. P.O. Box 740241 Atlanta GA 30374 Acct #: XXXXX1748			Dates: 2009 Reason: Notice Only				\$ 0
6	Experian Attn: Bankruptcy Dept. P.O. Box 2002 Allen TX 75013 Acct #: XXXXX1748			Dates: 2009 Reason: Notice Only				\$ 0
7	HSBC/Mnrds Attn: Bankruptcy Dept. 90 Christiana Rd New Castle DE 19720 Acct #: XXXXX1748			Dates: 2000-2009 Reason: Credit Card or Credit Use				\$ 811
8	Sears/CBSD Attn: Bankruptcy Dept. Po Box 6189 Sioux Falls SD 57117 Acct #: XXXXX1748			Dates: 1986-2009 Reason: Credit Card or Credit Use				\$ 1,856
9	TransUnion Attn: Bankruptcy Dept. P.O. Box 1000 Chester PA 19022 Acct #: XXXXX1748			Dates: 2009 Reason: Notice Only				\$ 0

**Total Amount of Unsecured Claims** 

(Report also on Summary of Schedules)

\$ 29,744.00

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Sandra Marie Aviza, Debtor

### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).



Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract. Description of Contract or Lease and Nature of Debtor's Interest. State whether Lease is for Non-Residential Real Property. State Contract Number or Any Government Contract.

[x] None

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# Document Page 18 of 37 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Sandra Marie Aviza, Debtor

### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).



Check this box if debtor has no codebtors.

Name and Address of CoDebtor	Name and Address of the Creditor
1 Vito A Aviza 12809 Maple Ave Blue Island, IL 60406	Bank of America Mortgage Bankruptcy Department PO Box 9000 Getzville NY 14068-9000
	Account No. 6270993162

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## UNITED STATES BARKRUPTET COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Sandra Marie Aviza, Debtor

Bankruptcy Docket #:

### SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital	DEPENDENTS OF DEBTOR AND SPOUSE ~ RELATIONSHIP AND AGE					
Status: Separated	None					
	DEBTOR EMPLOYMENT	SPOUSE EMPLOYMENT				
Occupation:	Unemployed					
Name of Employer:						
Years Employed						
Employer Address:						
City, State, Zip	,	,				

City, State, Zip ,				
INCOME: (Estimate of average or projected monthly income at time case filed.)	DEBTOR	SPOUSE		
1. Monthly Gross Wages, Salary, and commissions	\$ 0.00	\$ 0.00		
(Prorate if not paid monthly.) —  2. Estimated Monthly Overtime —	\$ 0.00	\$ 0.00		
B. SUBTOTAL	\$ 0.00	\$ 0.00		
I. LESS PAYROLL DEDUCTIONS				
a. Payroll Taxes and Social Security	\$ 0.00	\$ 0.00		
b. Insurance	\$ 0.00	\$ 0.00		
c. Union Dues	\$ 0.00	\$ 0.00		
d. Other (Specify) Pension:	\$ 0.00	\$ 0.00		
Voluntary 401 Contributions:	\$ 0.00	\$ 0.00		
Child Support:	\$ 0.00	\$ 0.00		
Life Insurance, Uniforrms, 401K Loan:	\$ 0.00	\$ 0.00		
5. SUBTOTAL OF PAYROLL DEDUCTIONS	\$ 0.00	\$ 0.00		
6. TOTAL NET MONTHLY TAKE HOME PAY	\$ 0.00	\$ 0.00		
7. Regular income from operation of business or profession or farm	\$ 0.00	\$ 0.00		
3. Income from real property	\$ 0.00	\$ 0.00		
Interest and dividends	\$ 0.00	\$ 0.00		
10. Alimony, maintenance or support payments payable to the debtor	\$ 0.00	\$ 0.00		
for the debtor's use or that of dependents listed above.  11. Social Security or government assistance (Specify)	\$ 0.00	\$ 0.00		
12. Pension or retirement income	\$ 0.00	\$ 0.00		
13. Other monthly income	\$ 0.00	\$ 0.00		
(Specify:) & & & Unemployment Income	\$ 0.00	\$ 0.00		
14. SUBTOTAL OF LINES 7 THROUGH 13	<del></del>	<u> </u>		
5. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)	\$ 0.00	\$ 0.00		
16. COMBINED AVERAGE MONTHLY INCOME (Combine column totals fromlin	\$ 0.00	0		
there is only one debtor repeat total reported on line 15.)	Report also on Summary of Schedules and, if applicable, on Statistical Summary			

Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data.)

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<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

## UNITED STATES BARKER UPTET COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Sandra Marie Aviza / Debtor

Bankruptcy Docket #:

SCHEDULE J - CURRENT	<b>EXPENSES OF</b>	INDIVIDUA	L DEBTOR(	S)
Complete this schedule by estimating the average mor payments made bi-weekly, quarterly, semi-annually, or annually.		and the debtor's famil	y at time case filed. P	rorate any
Check box if joint petition is filed & debtor's spouse mainta	ins a separate household. Com	nplete a separate sche	dule of expenditures lat	eled "Spouse".
1. Rent or home mortgage payment (include lot	rented for mobile home	·)		\$ 1,424.00
a. Real Estate taxes included? [] Yes [x] I	No b. Property insu	rance included?	[] Yes [x] No	. ,
2. Utilities: a. Electricity and Heating Fuel				\$ -
b. Water, Sewer, Garbage				\$ -
c. Cellphone, Internet				\$ 40.00
d. Other Home Phone and Cab	le Television			\$ -
3. Home Maintenance (repairs and upkeep)				\$ -
4. Food				\$ 200.00
5. Clothing				\$ -
6. Laundry and Dry Cleaning				\$ 20.00
7. Medical and Dental Expenses				\$ -
8. Transportation (not including car payments)	Gas, Tolls/Parking, Fe	es/Licenses, Re	pair, Bus/Train	\$ 10.00
9. Recreation, Clubs and Entertainment, Newsp		·	•	\$ 15.00
10. Charitable Contributions				\$ -
11. Insurance (not deducted from wages or included)	ded in home mortgage p	payments)		\$ -
a. Homeowner's or Renter's				\$ -
b. Life				
c. Health				\$-
d. Auto e. Other				\$ -
		4.		<b>\$</b> -
12. Taxes (not deducted from wages or included		nents)		\$ -
(Specify) Federal or State Tax Repaymer				Ψ -
13. Installment Payments: (In Chapter 11, 12, and	d 13 cases, do not list p	ayments to be in	cluded in plan)	\$-
<ul><li>a. Auto</li><li>b. Reaffirmation Payments</li></ul>				\$ -
c. Other	\$-			<del>\$</del> -
14. Alimony, maintenance and support paid to oth	ners			\$-
15. Payments for support of additional dependent	ts not living at your hom	ne		\$-
16. Regular expenses from operation of business	• •		tement)	\$ -
17. Other: Haircuts, Hygiene, Newspaper/Mags	•	Childcare &	Pet	
Eyecare, Meds Postage/Bankir		Babysitting	Care:	
\$40.00 \$5.00	\$0.00	\$ -	\$ -	\$45.00
18. AVERAGE MONTHLY EXPENSES (Total lines the Stastical of Summary of Certain Liabilities and Relate		ary of Schedules and	if applicable, on	\$ 1,754.00
19. Describe any increase/decrease in expenditu <i>None</i>	res anticipated to occur	within the year f	ollowing the filing	this document:
20. STATEMENT OF MONTHLY NET INCOME	a. Average monthly in	ncome from Line	15 of Schedule I	\$ -
	b. Average monthly e	•	ne 18 above	\$ 1,754.00
	c. Monthly net income	` '		\$(1,754.00)
	d. Total amount to be	paid into plan me	onthly	<b>\$</b> -

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Sandra Marie Aviza Debtor** 

Bankruptcy Docket #:

### **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the foregoing summary and schedules, and that they are true and correct to the best of my knowledge, information and belief. I have disclosed on the foregoing schedules all property or assets I may have an interest in, the correct value of it, and every debt I may be liable for. I accept the risk that some debts won't be discharged. I have been advised of the difference between Chapter 7 and Chapter 13, income & expense concepts, budgeting, and have made full disclosure.

Debtor's attorney has advised debtor that creditors can object to discharge of their debt on a variety of grounds including fraud, recent credit usage, divorce and support obligations and reckless conduct.

Debtor's attorney has advised debtor that non-dischargeable debts such as taxes, student loans, fines by government units and liens on property of debtor are generally unaffected by bankruptcy.

Dated: 09/25/2009 /s/ Sandra Marie Aviza Sandra Marie Aviza

if joint case, both spouses must sign. If NOT a joint case the joint debtor will NOT appear.

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

### DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. 110)

Non-Attorney Petition Preparers were **NOT** used to prepare any portion of this petition. All documents were produced by the Law Offices of Peter Francis Geraci.

THIS SECTION ONLY APPLIES TO PETITION PREPARERS AND HAS NOTHING TO DO WITH THIS CASE

### DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

This is a personal bankruptcy for an individual(s) and **NOT** a corporation or partnership.

THIS SECTION ONLY APPLIES TO CORPORTATIONS & PARTNERSHIPS AND HAS NOTHING TO DO WITH THIS CASE

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Sandra Marie Aviza, Debtor

### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives;
corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the
voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent
of the debtor. 11 U.S.C. § 101.

NONE

X

### 01. INCOME FROM EMPLOYMENT OR OPERATION OF BUSINESS:

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE
Spouse	
AMOUNT	SOURCE
2009: \$0 2008: \$0 2007: \$0	employment

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In re

02. INCOME OTHER			FINANCIAL AFFAIR	<b>(3</b>
	R THAN FROM EMPLO	OYMENT OR OPERAT	TION OF BUSINESS:	
the two years immed spouse separately. (	diately preceding the co	ommencement of this o	ase. Give particulars. If a joint petiti apter 13 must state income for each	peration of the debtor's business dur ion is filed, state income for each a spouse whether or not a joint petition
AMOUNT		SOURCE		
Spouse				
AMOUNT		SOURCE		
03. PAYMENTS TO	CREDITORS:			
Complete a. or b. as	appropriate, and c.			
			SUMER DEBTS: List all payments o	on loans, installment purchases of go
services, and other of value of all property that were made to a an approved nonpro	debts to any creditor m that constitutes or is a creditor on account of fit budgeting and credi	ffected by such transfe a domestic support ob tor counseling agency.	r is not less than \$600.00. Indicate ligation or as part of an alternative r (Married debtors filing under chapt	ement of this case if the aggregate with an asterisk (*) any payments epayment schedule under a plan by

# Document Page 24 of 37 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Sandra Marie Aviza, Debtor

STA	TEMENT	OF FIN	JANCIAL	<b>AFFAIRS</b>
JIA		OF FI	MAINCIAL	AFFAIRO

NONE

c. ALL DEBTORS: List all payments made within 1 year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments be either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name & Address of Creditor & Relationship to Debtor Dates of Payments

Amount Paid or Value of Transfers Amount Still Owing

NONE

04. SUITS AND ADMINISTRATIVE PROCEEDINGS, EXECUTIONS, GARNISHMENTS AND ATTACHMENTS:

List all lawsuits & administrative proceedings to which the debtor is or was a party within 1 (one) year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT AND CASE NUMBER NATURE OF PROCEEDING COURT OF AGENCY AND LOCATION STATUS OF DISPOSITION

NONE

04b. WAGES OR ACCOUNTS GARNISHED: Describe all property that has been attached, garnished or seized under any legal or equitable process within (1) one year preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person for Whose Benefit Property was Seized Date of Seizure Description and Value of Property

NONE

05. REPOSSESSION, FORECLOSURES AND RETURNS:

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor or Seller Date of Repossession, Foreclosure Sale, Transfer or Return

Description and Value of Property

# Document Page 25 of 37 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

	STATEMENT OF FINAN	NCIAL AFFAIRS	
06. ASSIGNMENTS AND R	PECEIVERSHIPS:		
00. AGGIGIVILLIVIO AIVD IV	EOLIVEROIM G.		
case. (Married debtors filing	t of property for the benefit of creditors made with under chapter 12 or chapter 13 must include ar pouses are separated and a joint petition is not f	y assignment by either or both	
Name and	Date	Terms of	
Address of	of	Assignment or	
Assignee	Assignment	Settlement	
preceding the commencement	as been in the hands of a custodian, receiver, or ent of this case. (Married debtors filing under cha couses whether or not a joint petition is filed, unle	opter 12 or chapter 13 must incl	ude information concerning
Name and	Name & Location	Date	Description
Address	of Court Case	of	and Value of
of Custodian	Title & Number	Order	Property
usual gifts to family member than \$100 per recipient. (Ma	ntributions made within one year immediately press aggregating less than \$200 in value per individual ried debtors filing under chapter 12 or chapter in is filed, unless the spouses are separated and Relationship to Debtor,  If Any	dual family member and charita 13 must include gifts or contribu	ble contributions aggregating

# Document Page 26 of 37 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

NONE

NONE

Sandra Marie Aviza, Debtor

3	A I LIVILINI OF F	INANCIAL AFFAIRS	
09. PAYMENTS RELATED TO DEBT	COUNSELING OR BANKRU	UPTCY:	
	under the bankruptcy law or pi	e debtor to any persons, including attorr reparation of a petition in bankruptcy with	
Name and		Date of Payment,	Amount of Money or
Address of Payee		Name of Payer if Other Than Debtor	Description and Value of Property
Law Offices of Peter Francis Geraci 55 E Monroe St Suite#3400 Chicago,IL 60603			Payment/Value: 2,000.00
	neys, for consultation concern	UPTCY: List all payments made or proping debt consolidation, relief under the burnencement of this case.	
Name and Address of Payee		Date of Payment, Name of Payer if Other Than Debtor	Amount of Money or description and Value of Property
MMI/CCCS 9009 W. Loop S. Houston, TX 77096 Phone 866.983.2227		9/25/09	\$50.00
10. OTHER TRANSFERS			
transferred either absolutely or as see	curity with two (2) years immed must include transfers by eithe	nary course of the business or financial additional diately preceding the commencement of er or both spouses whether or not a joint	this case. (Married debtors
Name and Address of	•	Describe Property Transferred and	
Transferee, Relationship to Debtor	Date	Value Received	
10b. List all property transferred by the trust or similar device of which the de		immediately preceding the commencer	nent of this case to a self-settled
Name of	Date(s)	Amount and Date	
Trust or	of	of Sale or	

Transfer(s)

other Device

Closing

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# Document Page 27 of 37 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Sandra Marie Aviza, Debtor

STATEMEN	AT OF F	INANCIAL	<b>AFFAIRS</b>
SIAICIVICI		INANGIAL	_ ALLAIRO

NONE

#### 11. CLOSED FINANCIAL ACCOUNTS:

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one (1) year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Institution Type of Account, Last Four Digits of Account Number, and Amount of Final Balance

Amount and Date of Sale or Closing

NONE

#### 12. SAFE DEPOSIT BOXES:

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Bank or Other Depository Names & Addresses of Those With Access to Box or depository Description of Contents Date of Transfer or Surrender, if Any

NONE

### 13. SETOFFS:

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor

Date of Setoff

Amount of Setoff

NONE

### 14. LIST ALL PROPERTY HELD FOR ANOTHER PERSON:

List all property owned by another person that the debtor holds or controls.

Name and Address of Owner

Description and Value of Property

Location of Property

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Sandra Marie Aviza, Debtor

STATEMENT	OF FINANCIAL	<b>AFFAIRS</b>
SIAICMEN	OF FINANCIAL	AFFAIRS

15. PRIOR ADDRESS OF DEBTOR(S):

If debtor has moved within three (3) years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

. Name Dates of Address Used Occupancy

Same

12809 S Maple Ave Blue Island IL 60406-3979 FROM 8/1993 To 11/2008

NONE

16. SPOUSES and FORMER SPOUSES:

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight (8) years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

Name



#### 17. ENVIRONMENTAL INFORMATION:

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil surface water, ground water, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of the these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous material" means anything defined as a hazardous waste, hazardous or toxic substances, pollutant, or contaminant, etc. under environmental Law.

NONE

17a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

Site Name Name and Address Date Environmental and Address of Governmental Unit of Notice Law

# Document Page 29 of 37 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

	every site for which the debtor provid I unit to which the notice was sent and	_	a release of Hazardous
Site Name and Address	Name and Address of Governmental Unit	Date of Notice	Environmental Law
	e proceedings, including settlements se name and address of the government	-	
lame and Address of Governmental Unit	Docket Number	Status of Disposition	
ding dates of all businesses in w tnership, sole proprietor, or was nediately preceding the commen	the names, addresses, taxpayer identhich the debtor was an officer, director self-employed in a trade, profession, incement of this case, or in which the deceding the commencement of this case.	or other activity either full- or part- debtor owned 5 percent or more of	of a corporation, partner in a time within six (6) years
ding dates of all businesses in watnership, sole proprietor, or was nediately preceding the commentain six (6) years immediately predicted the debtor is a partnership, list the	hich the debtor was an officer, director self-employed in a trade, profession, incement of this case, or in which the exceding the commencement of this case in ames, addresses, taxpayer identification the debtor was a partner or owner.	or, partner, or managing executive or other activity either full- or part- debtor owned 5 percent or more of se.  cation numbers, nature of the busing	of a corporation, partner in a time within six (6) years the voting or equity securities nesses, and beginning and
ding dates of all businesses in w thership, sole proprietor, or was mediately preceding the commentarion six (6) years immediately pre- me debtor is a partnership, list that ding dates of all businesses in w years immediately preceding that the debtor is a corporation, list that	hich the debtor was an officer, director self-employed in a trade, profession, incement of this case, or in which the exceding the commencement of this case in names, addresses, taxpayer identification the debtor was a partner or owner of this case.  In a partner or owner of this case.  In a partner or owner of this case.	or, partner, or managing executive or other activity either full- or part- debtor owned 5 percent or more of se.  cation numbers, nature of the busined 5 percent or more of the voting of the cation numbers, nature of the business.	of a corporation, partner in a time within six (6) years the voting or equity securities nesses, and beginning and or equity securities, within six nesses, and beginning and
ding dates of all businesses in w thership, sole proprietor, or was mediately preceding the commentarion in six (6) years immediately pre- me debtor is a partnership, list the ding dates of all businesses in w years immediately preceding the me debtor is a corporation, list the ding dates of all businesses in w	hich the debtor was an officer, director self-employed in a trade, profession, incement of this case, or in which the exceding the commencement of this case in names, addresses, taxpayer identification the debtor was a partner or owner of this case.  In a partner or owner of this case.  In a partner or owner of this case.	or, partner, or managing executive or other activity either full- or part- debtor owned 5 percent or more of se.  cation numbers, nature of the busined 5 percent or more of the voting of the cation numbers, nature of the business.	of a corporation, partner in a time within six (6) years the voting or equity securities nesses, and beginning and or equity securities, within six nesses, and beginning and
ding dates of all businesses in w thership, sole proprietor, or was mediately preceding the commentarion in six (6) years immediately pre- me debtor is a partnership, list the ding dates of all businesses in w years immediately preceding the me debtor is a corporation, list the ding dates of all businesses in w	hich the debtor was an officer, director self-employed in a trade, profession, incement of this case, or in which the exceding the commencement of this case in names, addresses, taxpayer identification the debtor was a partner or owner or commencement of this case.  The names, addresses, taxpayer identification in the debtor was a partner or owner or o	or, partner, or managing executive or other activity either full- or part- debtor owned 5 percent or more of se.  cation numbers, nature of the busined 5 percent or more of the voting of the cation numbers, nature of the business.	of a corporation, partner time within six (6) year the voting or equity se nesses, and beginning or equity securities, with nesses, and beginning

# Document Page 30 of 37 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Sandra Marie Aviza, Debtor

Address

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor as been, within six years immediately preceding the commencement of this case, any of the following: an officer, director, mixecutive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partnership, a sole proprietor, or self-employed in a trade, profession, or other activity, either full- or part-time.  (An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as de within six years immediately preceding the commencement of this case. A debtor who has not been in business within those should go directly to the signature page.)  9. BOOKS, RECORDS AND FINANCIAL STATEMENTS:  ist all bookkeepers and accountants who within two (2) years immediately preceding the filing of this bankruptcy case kept on the keeping of books of account and records of the debtor.  Name Dates Services  Rendered  9b. List all firms or individuals who within two (2) years immediately preceding the filing of this bankruptcy case have audited cocount and records, or prepared a financial statement of the debtor.  Dates Services  Name Address Rendered  9c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account of the debtor. If any of the books of account and records are not available, explain.  Name Address  9d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial states used by the debtor within two (2) years immediately preceding the commencement of this case.		STATEMENT OF FI	TANUIAE AN I ANO
las been, within six years immediately preceding the commencement of this case, any of the following: an officer, director, mixecutive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited peractrenship, a sole proprietor, or self-employed in a trade, profession, or other activity, either full- or part-time.  (An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as de within six years immediately preceding the commencement of this case. A debtor who has not been in business within those should go directly to the signature page.)  9. BOOKS, RECORDS AND FINANCIAL STATEMENTS:  ist all bookkeepers and accountants who within two (2) years immediately preceding the filing of this bankruptcy case kept on the keeping of books of account and records of the debtor.  Name  Dates Services Rendered  9c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account of the debtor. If any of the books of account and records are not available, explain.  Name  Address  Address			
within six years immediately preceding the commencement of this case. A debtor who has not been in business within those should go directly to the signature page.)  9. BOOKS, RECORDS AND FINANCIAL STATEMENTS:  ist all bookkeepers and accountants who within two (2) years immediately preceding the filing of this bankruptcy case kept on the keeping of books of account and records of the debtor.  Name  Dates Services Rendered  9b. List all firms or individuals who within two (2) years immediately preceding the filing of this bankruptcy case have audited account and records, or prepared a financial statement of the debtor.  Dates Services Name  Address  Rendered  9c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account of the debtor. If any of the books of account and records are not available, explain.  Name  Address  Address  9d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial states.	nas been, within six years imme executive, or owner of more tha	ediately preceding the commencement an 5 percent of the voting or equity sec	t of this case, any of the following: an officer, director, managing urities of a corporation; a partner, other than a limited partner, of
ist all bookkeepers and accountants who within two (2) years immediately preceding the filing of this bankruptcy case kept of the keeping of books of account and records of the debtor.  Name	within six years immediately pre	eceding the commencement of this cas	
Name Dates Services Rendered  9b. List all firms or individuals who within two (2) years immediately preceding the filing of this bankruptcy case have audited account and records, or prepared a financial statement of the debtor.  Dates Services Rendered  9c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account of the debtor. If any of the books of account and records are not available, explain.  Name Address  9d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial state.	19. BOOKS, RECORDS AND	FINANCIAL STATEMENTS:	
9b. List all firms or individuals who within two (2) years immediately preceding the filing of this bankruptcy case have audited account and records, or prepared a financial statement of the debtor.  Dates Services Name Address Rendered  9c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account of the debtor. If any of the books of account and records are not available, explain.  Name Address  Address  9d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial states.			iately preceding the filing of this bankruptcy case kept or supervi
9b. List all firms or individuals who within two (2) years immediately preceding the filing of this bankruptcy case have audited account and records, or prepared a financial statement of the debtor.  Dates Services Rendered  9c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account of the debtor. If any of the books of account and records are not available, explain.  Name  Address  9d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial state.	Name	Dates Services	
Dates Services Name  Address  Poc. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account of the debtor. If any of the books of account and records are not available, explain.  Name  Address  Address  Name  Address  Address  Oc. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records are not available, explain.  Name  Address  Oc. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial state agencies.	and Address	Rendered	
Name  Address  Rendered  9c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records are not available, explain.  Name  Address  9d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial state			preceding the filing of this bankruptcy case have audited the boo
9c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account of the debtor. If any of the books of account and records are not available, explain.  Name  Address  9d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial state			Dates Services
Name  Address  9d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial stat	Name	Address	Rendered
Name  Address  9d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial stat	19c. List all firms or individuals	who at the time of the commencement	t of this case were in possession of the books of account and rec
9d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial stat			•
· · · · · · · · · · · · · · · · · · ·	Name	Address	
ssued by the debtor within two (2) years immediately preceding the commencement of this case.			
	ssued by the debtor within two	(2) years immediately preceding the c	ommencement of this case.

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Issued

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In re

		ANCIAL AFFAIRS	
20. INVENTORIES			
1 :-+ +b d-+			an delaine of anala incombance
the dollar amount and basi	o inventories taken of your property, the nan s of each inventory.	ie of the person who supervised th	ie taking of each inventory,
Date	Inventory	Dollar Amount of Inventory	
of	•	(specify cost, market of other	
Inventory	Supervisor	basis)	
	ss of the person having possession of the re	cords of each of the inventories re	ported in a., above.
Date of Inventory	Name and Addresses of Custodian of Inventory Records		
a. If the debtor is a partner	S, OFFICERS, DIRECTORS AND SHAREH ship, list nature and percentage of interest of	f each member of the partnership.	
			-
a. If the debtor is a partner     Name     and Address  21b. If the debtor is a corpo	ship, list nature and percentage of interest of Nature	Percentage of Interest Interest oration; and each stockholder who	directly or indirectly owns,
a. If the debtor is a partner  Name and Address  21b. If the debtor is a corpor controls, or holds 5% or mo  Name and Address  22. FORMER PARTNERS	Nature of Interest  oration, list all officers & directors of the corp ore of the voting or equity securities of the corp	Percentage of Interest  Oration; and each stockholder who prporation.  Nature and Percentage of Stock Ownership  DLDERS:	-
a. If the debtor is a partner  Name and Address  21b. If the debtor is a corpor controls, or holds 5% or mo  Name and Address  22. FORMER PARTNERS	Nature of Interest  Oration, list all officers & directors of the corpore of the voting or equity securities of the corpore of the voting or Equity Securities of the control of the voting of the voting or Equity Securities of the control of the voting of the vot	Percentage of Interest  Oration; and each stockholder who proporation.  Nature and Percentage of Stock Ownership  DLDERS:  hip interest of each member of the	-
a. If the debtor is a partner  Name and Address  21b. If the debtor is a corporation or holds 5% or more  Name and Address  22. FORMER PARTNERS	Nature of Interest  Oration, list all officers & directors of the corpore of the voting or equity securities of the corpore of the voting or Equity Securities of the control of the voting of the voting or Equity Securities of the control of the voting of the vot	Percentage of Interest  Oration; and each stockholder who prporation.  Nature and Percentage of Stock Ownership  DLDERS:	-

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In re

	STATEMENT OF FIN	ANOIAL AI I AIIIG	
22b. If the debtor is a corporation, immediately preceding the comme		ationship with the corporation terminated wi	thin one (1) year
Name and Address	Title	Date of Termination	
23. WITHDRAWALS FROM A PA	RTNERSHIP OR DISTRIBUTION BY	A COPORATION:	
·	•	utions credited or given to an insider, include ner perquisite during one year immediately p	•
Name and Address of	Date and	Amount of Money or	
Recipient, Relationship to	Purpose of	Description and value of	
Debtor	Withdrawal	Property	
•	ne name and federal taxpayer identifi	cation number of the parent corporation of a thin six (6) years immediately preceding the	•
If the debtor is a corporation, list the for tax purposes of which the debt case.	ne name and federal taxpayer identifior has been a member at any time w	·	•
If the debtor is a corporation, list the for tax purposes of which the debt case.  Name of	ne name and federal taxpayer identifior has been a member at any time wi  Taxpayer	·	•
If the debtor is a corporation, list the for tax purposes of which the debt case.  Name of Parent Corporation  25. PENSION FUNDS:  If the debtor is not an individual, list the debtor is not an individual.	ne name and federal taxpayer identificor has been a member at any time with the following transpayer are lidentification Number (EIN)	·	commencement of the commen
If the debtor is a corporation, list the for tax purposes of which the debt case.  Name of Parent Corporation  25. PENSION FUNDS:  If the debtor is not an individual, list the debtor is not an individual.	ne name and federal taxpayer identificor has been a member at any time with the following transpayer are lidentification Number (EIN)	thin six (6) years immediately preceding the	commencement of the commen

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Sandra Marie Aviza, Debtor

	OF FINANCIA	
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### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachment thereto and that they are true and correct.

Dated: 09/25/2009 /s/ Sandra Marie Aviza

Sandra Marie Aviza

X Date & Sign

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Sandra Marie Aviza / Debtor

Property No. 0
Creditor's Name:

### **DEBTOR'S STATEMENT OF INTENTION**

PART A - Debts secured by property of the estate. (Part A must be fully completed for EACH debt which is secured by property of the estate. Attach additional pages if necessary.)

Describe Property Securing Debt:

NONE		
	ect to unexpired leases. (All three of lease. Attach additional pages if n	
Lessor's Name:  NONE	Describe Property Securing Debt:	Lease will be assumed pursuant to 11 U.S.C. § 365(p)(2):  ☐ Yes ☐ No

I declare under penalty of perjury that the above indicates my intention as to any property of my estate securing a debt and/or personal property subject to an unexpired lease.

Dated: 09/25/2009

/s/ Sandra Marie Aviza

Sandra Marie Aviza

X Date & Sign

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Sandra Marie Aviza, Debtor

Bankruptcy Docket #:

### DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR - 2016B

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

The compensation para or promised by the Boston (e), to the undereigned, is do remove	•	
For legal services, Debtor(s) agrees to pay and I have agreed to accept		\$2,000
Prior to the filing of this Statement, Debtor(s) has paid and I have received		\$2,000
The Filing Fee has been paid.	Balance Due	\$0

2. The source of the compensation paid to me was:

Other: (specify

3. The source of compensation to be paid to me on the unpaid balance, if any, remaining is:

The compensation naid or promised by the Debtor(s) to the undersigned is as follows:

Debtor(s) Other: (specify)

The undersigned has received no transfer, assignment or pledge of property from the debtor(s) except the following for the value stated: **None.** 

- 4. The undersigned has not shared or agreed to share with any other entity, other than with members of the undersigned's law firm, any compensation paid or to be paid without the client's consent, except as follows: **None.**
- 5. The Service rendered or to be rendered include the following:
- (a) Analysis of the financial situation, and rendering advice and assistance to the client in determining whether to file a petition under Title 11, U.S.C.
- (b) Preparation and filing of the petition, schedules, statement of affairs and other documents required by the court.
- (c) Representation of the client at the first scheduled meeting of creditors.
- (d) Advice as required.
- **6.** By agreement with the debtor(s), the above-disclosed fee does not include the following service: Fee does **NOT** include missed court dates & amendments to schedules, contested matters, motions, objections to discharge or other matters except the first meeting of creditors.

#### **CERTIFICATION**

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceedings.

Respectfully Submitted,

Dated: 10/12/2009 /s/ Jonathan D Parker

Attorney Name: Jonathan D Parker
LAW OFFICES OF PETER FRANCIS GERACI
55 E. Monroe Street #3400
Chicago IL 60603
312.332.1800 (PH) 312.332.6354 (FAX)

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Bar No: IL 6297378

## Document Page 36 of 37 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Sandra Marie Aviza, Debtor

<b>VERIFIC</b>	ATION	OF	CREDIT	MΔ	<b>TRIY</b>
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The above named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of our knowledge.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Dated: 09/25/2009

/s/ Sandra Marie Aviza

Sandra Marie Aviza

X Date & Sign

<sup>\*</sup> Joint debtors must provide information for both spouses. Penalty for making a false statement or concealing property: Fine up to \$500,000 or up to 5 years imprisonment or both. 18 U.S.C. 152 and 3571.

Sandra Marie Aviza Debtor

### NOTICE TO INDIVIDUAL CONSUMER DEBTOR(S)

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> bankruptcy filing. Briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) must be provided by nonprofit budget & credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not

### Chapter 13: Repayment of All or Part of Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family farm or fishing operation.

### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

I (We), the debtor(s), affirm that I (we) have received and read this notice.

Dated: 09/25/2009 /s/ Sandra Marie Aviza

Sandra Marie Aviza

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Sign & Date Here



Sign & Date Here

Dated: 10/12/2009 /s/ Jonathan D Parker

Attorney: Jonathan D Parker Bar No: IL 6297378